

NEW JERSEY DEPARTMENT OF ENVIRONMENTAL PROTECTION
INDUSTRIAL SITE EVALUATION ELEMENT/APPLICABILITY SECTION
401 EAST STATE STREET, P.O.BOX 432
TRENTON, NJ 08625-0432

INDUSTRIAL SITE RECOVERY ACT (ISRA)

DE MINIMIS QUANTITY EXEMPTION AFFIDAVIT

The purpose of this affidavit is to allow the owner or operator of an industrial establishment to apply for a de minimis quantity exemption from the Department, pursuant to N.J.A.C. 7:26B-2.3, if the total quantity of hazardous substances and hazardous wastes generated, manufactured, refined, transported, treated, stored, handled or disposed of at the industrial establishment at any one time during the owner's or operator's period of ownership or operations: a) does not exceed 500 pounds or 55 gallons; b) if a hazardous substance or hazardous waste is mixed with nonhazardous substances, the total quantity in the mixture does not exceed 500 pounds or 55 gallons; or c) if, in the aggregate, hydraulic or lubricating oil, does not exceed 220 gallons.
Fee is \$200.00. Please make checks payable to "TREASURER, STATE OF NEW JERSEY".

PLEASE TYPE OR PRINT

Date _____

A. Property for which a de minimis quantity determination is requested:

Name of Industrial Establishment _____

Street Address _____

Municipality _____ County _____

Tax Block(s) _____ Tax Lot(s) _____

SIC Code _____

B. Current Owner of Property for which a de minimis quantity determination is requested.

Name _____

Street Address _____

Municipality _____ State _____ Zip Code _____

Telephone # () _____

C. Individual to whom the de minimis quantity determination should be addressed:

Name _____ Telephone # () _____

Firm _____

Street Address _____

Municipality _____ State _____ Zip Code _____

D. Describe the Transaction(s):

E. Operations: Describe in detail the operations and processes of the industrial establishment named in section A.

F. Identify the method(s) currently and historically used to heat the building(s):

OIL

GAS

ELECTRIC

If oil, how many tanks and storage capacity of each:

Please note, if an oil tank or burner are located on an industrial establishment, it is likely that the industrial establishment will store in excess of the quantities of hazardous substances allowable under this exemption.

G. Quantities of Hazardous Substances or Hazardous Wastes

Please complete the three sections listed below. List all types and quantities of hazardous substances and hazardous wastes, including but not limited to petroleum products, that are generated, manufactured, refined, transported, treated, stored, handled or disposed at the property, both above and below ground, which are included in the Department's "List of Hazardous Substances" at Appendix A of N.J.A.C. 7:1E, or as otherwise provided by law. Include all available Material Safety Data Sheets (MSDS) for those products. (Attach additional sheets if necessary.)

If a hazardous substance or hazardous waste is mixed with a nonhazardous substance, indicate the total quantity of hazardous materials in the mixture (ie. amount of mixture times % of hazardous substance or hazardous waste = total quantity of hazardous substance or hazardous waste). Indicate in the table below the total quantity of the mixture, the % of hazardous substance or hazardous waste, and the total quantity of hazardous substance or hazardous waste. Also provide MSDS for the mixtures.

SECTION 1: HAZARDOUS SUBSTANCES OR HAZARDOUS WASTES

<u>NAME OF MATERIAL</u>	<u>MAXIMUM QUANTITY STORED AT ANY ONE TIME</u>

TOTAL QUANTITY OF HAZARDOUS SUBSTANCES OR HAZARDOUS WASTES = _____

SECTION 2: MIXTURES CONTAINING HAZARDOUS SUBSTANCES

<u>NAME OF MIXTURE</u>	<u>MAX QTY ON-SITE</u>	<u>HAZARDOUS CONSTITUENT</u>	<u>% PRESENT IN MIXTURE</u>	<u>TOTAL QUANTITY OF HAZARDOUS CONSTITUENT</u>

TOTAL QUANTITY OF HAZARDOUS CONSTITUENTS FROM MIXTURES = _____

SECTION 3: HYDRAULIC OR LUBRICATING OILS

<u>TYPE OF OIL</u>	<u>MAXIMUM QUANTITY STORED ON-SITE AT ANY TIME</u>

TOTAL QUANTITY OF OILS STORED ON-SITE AT ANY TIME = _____

* TOTAL FROM SECTIONS 1 AND 2 = _____

** TOTAL FROM SECTION 3 = _____

- * The total from sections 1 and 2 must not exceed 55 gallons or 500 pounds.
** The total from section 3 must by must not exceed 220 gallons.

CERTIFICATION:

The following certification shall be signed by a duly authorized person pursuant to the requirements of N.J.A.C. 7:26B-1.6(e) as follows.

- a. For a corporation, by a principal executive officer of at least the level of vice president;
- b. For a partnership or sole proprietorship, by a general partner or the proprietor, respectively; or
- c. For a municipality, State, Federal or other public agency, by either a principal executive officer or ranking elected official.

I certify under penalty of law that I have personally examined and am familiar with the information submitted in this application and all attached documents, and that based on my inquiry of those individuals immediately responsible for obtaining the information, to the best of my knowledge the submitted information is true, accurate and complete. I am aware that there are significant civil penalties for knowingly submitting false, inaccurate, or incomplete information and that I am committing a crime of the fourth degree if I make a written false statement which I do not believe to be true. I am also aware that if I knowingly direct or authorize the violation of N.J.S.A. 13:1K-6 et seq., I am personally liable for the penalties set forth at N.J.S.A. 13:1K-13.

Typed/Printed Name _____ Title _____

Signature _____ Date _____

Sworn to and Subscribed Before Me

on this _____

Date of _____ 19 _____

Notary

Have you enclosed a check or money order for \$200? ☐ Yes ☐ No

Check Number _____

Have you included the original signature of the owner or operator? ☐ Yes ☐ No

Has the certification been properly notarized? ☐ Yes ☐ No

Please send completed applications to:

Department of Environmental Protection
Industrial Site Evaluation Element/Applicability Section
401 East State Street
P.O. Box 432
Trenton, N.J. 08625-0432

**Division of Responsible Party Site Remediation
Industrial Site Recovery Act**

INITIAL NOTICE FEE SUBMITTAL FORM

Case # (if known) _____

Case Name (Active Case) _____

Check drawn from the account of _____ Check/M.O. # _____

Amount Enclosed _____

Please circle the appropriate payment location(s)

1.	General Information Notice	\$100.00
2.	Preliminary Assessment Report	\$250.00
3.	Site Investigation Report	\$500.00
4.	Negative Declaration Review	\$100.00
5.	Expedited Review Application●	\$250.00
6.	Remediation in Progress Waiver Application●	\$250.00
7.	Regulated Underground Storage Tank Waiver Application●	\$500.00
8.	Area of Concern Waiver Application●	\$200.00
9.	Limited Site Review Application●	\$450.00
10.	Applicability Determination Application	\$200.00
11.	De minimis Quantity Exemption Application	\$200.00
12.	Limited Conveyance Application●	\$500.00
13.	Remediation Agreement Application	\$1000.00
	Remediation Agreement Amendment Application	\$500.00
14.	Confidentiality Claim	\$250.00
15.	Remedial Action Workplan Deferral Application●	\$750.00

- This fee includes the costs of the Department's review of the General Information Notice required pursuant to N.J.A.C. 7:26B-3.2(a). Any person submitting this fee shall not be required to submit a separate General Information Notice fee.

Note: All applicable fees are due with the submission of each document. A case will remain with the Initial Notice Section up through the submission of a Remedial Investigation Report or the submission of a schedule to implement a Remedial Investigation or Remedial Action at Peril.